

# The Town of Upper Marlboro

14211 School Lane • Upper Marlboro, Maryland 20772

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## BOARD OF COMMISSIONERS FOR THE THE TOWN OF UPPER MARLBORO

ORDINANCE: 2018-09

SESSION: Regular Town Meeting

INTRODUCED: November 20, 2018

**AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF THE TOWN OF UPPER MARLBORO DECLARING PARCEL 51 OF GRID E2, MAP 101 LOCATED WITHIN THE TOWN OF UPPER MARLBORO TO BE SURPLUS PROPERTY AND AUTHORIZING OR RATIFYING THE TRANSFER OF SAID PROPERTY LOCATED AT 14212 SCHOOL LANE, UPPER MARLBORO, MD 20772 AND THE EXECUTION OF A DEED BY THE TOWN CONVEYING SAID LOT TO THE ABUTTING PRIVATE LOT OWNERS; AND GENERALLY RELATING TO THE DISPOSAL OF SURPLUS REAL PROPERTY.**

**WHEREAS**, Md. Ann. Code, LG Art., § 5-204 and § 82-81 of the Town Charter authorizes the Town to acquire real, personal, or mixed property within or without the corporate limits of the Town for any public purpose by purchase, gift, bequest, devise, lease, condemnation, or otherwise and may sell, lease, convey, or otherwise dispose of or encumber any property belonging to the Town, at public or private sale after 20 days public notice, and convey to the purchaser any real or leasehold property belonging to the municipality if the legislative body of the municipality determines that the property is no longer needed for public use; and

**WHEREAS**, the Town of Upper Marlboro is the fee simple owner of Parcel 51, legally described as “Marlboro Hgts, Tower Lot Eq 110.0 X 417” pursuant to a deed recorded in the Land Records of Prince George’s County at Liber 928 and Folio 345, and located at 14212 School Lane in the Town of Upper Marlboro, Maryland; and

**WHEREAS**, the declaration of said property as surplus property is hereby ratified and declared as such to allow the sale of said property to the abutting landowners, Mr. and Mrs. Grant Duckett of land consisting of Parcel 51, also known as Tax ID #03-0246553 for consideration of \$400.00; and

**WHEREAS**, the Town Commissioners find it to be in the best interest of the Town to approve and ratify said sale and transfer of surplus real property deemed not needed for a public purpose.

**NOW THEREFORE, BE IT ORDAINED AND ENACTED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF UPPER MARLBORO, STATE OF MARYLAND,** that said Board hereby authorizes, declares and approves the transfer of certain surplus real property located in the Town of Upper Marlboro located at 14212 School Lane in the Town of Upper Marlboro, Maryland as further described in the above recitals for a purchase price of \$400.00 provided that all costs of effecting the transfer shall be borne by the grantees and they shall be responsible for the payment of any prorated portion of the current year's real estate taxes.

**AND BE IT FURTHER ORDAINED AND ENACTED,** that the Town Board of Commissioners further authorizes the President to execute a deed, on or immediately after the effective date of this Ordinance, in the form attached hereto and incorporated by reference herein as Exhibit A or in a similar form, conveying the aforesaid real property to Grant and Janice V. Duckett in exchange for payment of the aforesaid purchase price.

**AND BE IT FURTHER ORDAINED AND ENACTED,** by the Board of Commissioners of the Town of Upper Marlboro, Maryland that this ordinance shall become effective at the expiration of twenty (20) calendar days following approval by the Board of Commissioners.

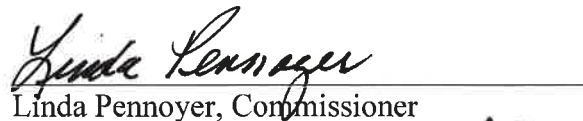
**AND BE IT FURTHER ORDAINED AND ENACTED,** by the Board of Commissioners of the Town of Upper Marlboro, Maryland that this Ordinance shall be posted in the Town Hall office, and it or a fair summary thereof, shall be published once in a newspaper of general circulation in the Town.

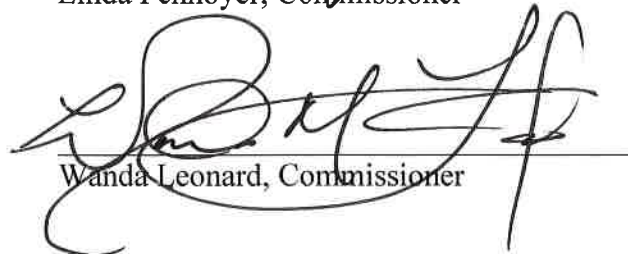
Adopted this 11<sup>th</sup> day of December, 2018.

THE TOWN OF UPPER MARLBORO,  
BOARD OF COMMISSIONERS



  
Tonga Turner, President

  
Linda Pennoyer, Commissioner

  
Wanda Leonard, Commissioner

  
M. David Williams, Town Clerk

CERTIFICATION

I, HEREBY CERTIFY, as the duly appointed Town Clerk of the Town of Upper Marlboro, Maryland, that on the 11<sup>th</sup> day of December 2018 with 3 Aye votes and 0 Nay votes, the aforesaid Ordinance 2018-09 passed.

  
M. David Williams, Town Clerk

Reviewed and Approved for Legal Sufficiency

 Date: 12/11/18